

IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE
ART UNIT 1761

In re Patent Application of
MARK JAMES BECKMAN

Docket PA1.640
I hereby certify that this
correspondence is being
FILED with the United
States PATENT AND
TRADEMARK OFFICE
BY ELECTRONIC MEANS

Serial No.: 09/301,868

Filed 04/29/1999

For: SNACK PACKAGE ADAPTER FOR A BOTTLE

/s/John E. Halamka
John E. Halamka

Dated: 7-6-2010
Rancho Palos Verdes, CA

FILED A SECOND TIME BECAUSE INCORRECT FILE ATTACHED FIRST TIME

Examiner: THAKUR, Viren A.

RESPONSE TO Office Action dated 021/05/2010 NON-FINAL Rejection responsive to communication filed 16 December 2009.

Honorable Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, Virginia 22313-1450

BECKMAN /PEREZ response to the office action for PROCESS 10728447

Of pending claims 1-12, 21-28 and 32, the Examiner has rejected claims 1-12, 21- 28 and 32 on the basis of KAUFMAN (U.S. 6,247,612), claims 7, 10 and 21-26 on the basis of Beckman (US 2005/0118309A) and claims 8, 9, 11, 12 and 27-29 over KAUFMAN in view of BECKMAN and in further in view of Singer (US 6,085,919) Applicant's attorney's view of KAUFMAN

The examiner has cited KAUFMAN as prior art. As shown in the remarks below, applicant's attorney contends that upon close reading of Kaufman applicant's attorney respectfully traverses the examiner's opinion of KAUFMAN and applicant's attorney applauds KAUFMAN for hitting the jackpot. KAUFMAN managed to obtain a single patent that covers:

1. A product;
2. A process;
3. An apparatus; and,
4. A gambling machine.

In my many years of practice, applicant's attorney has never been so lucky. The examiners I have been assigned have usually required a divisional or an election of species for such an